

WESTFIELD TOWN COUNCIL, July 9, 2007

The Westfield Town Council met in regular session Monday, July 9, 2007 at the Westfield Town Hall. Members present were Jack Hart, Bob Smith, Bob Horkay, John Dipple, Ron Thomas and Joe Plankis. Also present were Cindy Gossard, Clerk-Treasurer acting Town Manager, Bruce Hauk and Legal Counsel, Brian Zaiger. Vice President John Dipple called the meeting to order at 7:00 p.m.

Vice President Dipple stated that President Andy Cook would not be attending the meeting.

Vice President Dipple also stated the changes to the Agenda would be the Right of Way Signage would be continued until the August meeting and that Resolution 07-14 would be continued until August or beyond.

Approval of Minutes:

Joe Plankis made a motion to approve June 11, 2007 as presented. Jack Hart seconded. Vote: Yes-5; No-0; Abstain-1 (R. Thomas). Motion carried.

Bob Smith made a motion to approve June 28, 2007 minutes as presented. Jack Hart seconded. Vote: Yes-5; No-0; Abstain-1 (R. Thomas). Motion carried.

Guests:

None

Claims:

Jack Hart made a motion to approve as presented. Bob Smith seconded. Vote: Yes-6; No-0. Motion carried.

Town Manager Report:

None

Old Business:

**Ordinance 07-13 Video Franchise Fees
First Reading – June 11, 2007
Second Reading**

Vice President Dipple stated this is the second reading for this Ordinance.

Bob Smith stated he had reservations at the last months meeting regarding this service but after seeing the presentation he felt it would be a benefit to the town.

Joe Plankis made a motion to approve Ordinance 07-13 as presented. Jack Hart seconded. Vote: Yes-6; No-0. Motion carried.

**Resolution 07-13 Community Development Fees
First Reading- June 11, 2007
Second Reading**

Vice President Dipple stated this is the second reading for this Ordinance also.

Jack Hart made a motion to approve Resolution 07-13 as presented. Bob Smith seconded. Vote: Yes-6; No-0. Motion carried.

**Video & Business Showcase Agreement – CGI Communications
First Reading - June 11, 2007
Second Consideration**

Bruce Hauk explained he was asked to investigate the vendor allowing a portion of the revenues to be shared with the Town and the answer is no. Bruce further explained that CGI has a standard agreement that is entered into with all municipal agencies for this process.

Bruce explained he was also asked to gather what potential revenue stream for the advertisement the vendor would receive and that number is from \$60,000.00 to \$100,000.00 over a 3 year period for the advertising spots sold on the website.

Joe Plankis made a motion to approve the Agreement with CGI Communications to be a 3 year agreement with them supplying the tapes and giving them the right to do the advertising with the Town Manager to sign. Jack Hart seconded. Vote: Yes-6; No-0. Motion carried.

Regulatory Changes/Council Introduction:

First Council Consideration

Re-zone Request – 16201 Springmill Road Commercial Development, LLC (Zinkan & Barker)

Vice President Dipple gave a brief history of the property at 161st and Springmill. John stated the property still needs to be rezoned to be in compliance and explained the process needed in order to acquire this rezone.

John Dipple recommended moving this item to the APC for a Public Hearing. There was some discussion among the Council.

Jack Hart made a motion to forward this request on to the APC for a Public Hearing on July 23, 2007. Joe Plankis seconded. Vote: Yes-5; No-1 (R. Thomas). Motion carried.

New Business:

Ordinance 07-14 Amendment to Ordinance 03-24 and 06-44 (Water Availability Fees) First Reading

Kurt Wanninger stated this Ordinance amends the previous Ordinances and increases the fee from \$1530.00 to \$1,800.00 and this amount is in line with surrounding communities.

Vice President Dipple stated this will be back for a Public Hearing at the August Town Council meeting.

Policies and Procedures Manual

Vice President Dipple stated this is the first introduction of the new Policies and Procedures Manual.

Bruce Hauk explained the manual has not been updated since 2000 and there are some changes from the previous manual. Bruce suggested the Council read and bring questions to him for changes or incorporate any amendments. Bruce stated this manual will go in effect as of January 1, 2008.

This item will come back to the Council in August for second reading.

Public Works Department

Neighborhood Traffic Calming Policy First Reading – June 11, 2007 Second Reading

Kurt Wanninger explained the policy and some of the complaints regarding the traffic in the subdivisions. Kurt stated they have worked with the Westfield Police Department in an effort to come up with a policy to help alleviate the problems.

There was some discussion among the Council members and a motion was made to approve the Policy with the changes discussed being made and the motion was then withdrawn.

Bob Buselli stated he was the Homeowners Association President in Silver Thorne and explained his views regarding the Homeowners Associations and their input in this policy.

Joe Plankis made a motion to table this item until August Council meeting. Jack Hart seconded. Vote: Yes-6; No-0. Motion carried.

Equipment Purchase – Tractor, Asphalt Paving Machine, Asphalt Roller and Asphalt Trailer

Kurt Wanninger presented this item asking for Council approval to purchase a Massey Ferguson Tractor in the amount of \$42,112.20.

Bob Smith made a motion to approve the purchase from Roudebush Equipment for a Massey Ferguson Tractor not to exceed the amount of \$42,112.20. Jack Hart seconded. Vote: Yes-6; No-0. Motion carried.

Kurt Wanninger again asked for Council approval to purchase an Asphalt Paving Machine, Asphalt Roller and an Asphalt Trailer in the amount of \$58,075.00.

Ron Thomas made a motion to approve the purchase from McDonald Machinery Company for an Asphalt Roller, Asphalt Paving Machine and Asphalt Trailer not to exceed \$58,075.00. Joe Plankis seconded. Vote: Yes-6; No-0. Motion carried.

Consent Agenda:

Monon Trail Right-of-Way Acquisition (Butler, Fairman & Seufert)

John Dipple explained this is a contract that was awarded in 2005 and needs to be updated and given additional funds for the overall project.

Bob Smith made a motion to approve the contract with Butler, Fairman & Seufert allowing the Town Manager to sign not to exceed \$500,000.00 as presented. Jack Hart seconded. Vote: Yes-6; No-0. Motion carried.

Viking Meadows – Monon Trail Agreement

John Dipple explained the Paving Agreement with Viking Meadows regarding the Monon Trail.

Joe Plankis made a motion to approve the Paving Agreement with Viking Meadows as presented. Bob Smith seconded. Vote: Yes-6; No-0. Motion carried.

Maple Knoll Sewer Agreement

John Dipple again explained this Agreement is just some verbiage changes needed to move this project along.

Bob Smith made a motion to approve the Maple Knoll Sewer Agreement as presented. Jack Hart seconded. Vote: Yes-6; No-0. Motion carried.

Release of Performance Bonds –

Oak Manor Sec. -3 Water, Sanitary Sewer and Storm Sewer

Oak Manor Sec. 5 – Offsite Water Main Extension

Bruce Hauk stated all Performance Bond items have been satisfied.

Jack Hart made a motion to approve the release of Performance Bond items. Joe Plankis seconded. Vote: Yes-6; No-0. Motion carried.

Release of Maintenance Bonds

None

Reimbursement Agreement

None

Change Orders

None

Department Reports

None

Council Member Comments:

Joe Plankis stated he and President Cook have met with a representative from Brick Industry Association regarding improvements with Ordinances in regards to raising standards.

Ron Thomas spoke regarding the joint Parks proposal with the Town and Township.

Bob Smith stated he had problems with the joint Parks proposal between the Town and Township due to lack of cooperation in the past with the Township.

With no further business the meeting adjourned at 8:25 p.m.

Clerk-Treasurer

Council President